

IT IS HEREBY STIPULATED AND AGREED by and between Plaintiff MINERVA INDUSTRIES, INC. (“Plaintiff”) and Defendant SANYO NORTH AMERICA CORPORATION (“Defendant”), and by their attorneys, that pursuant to Fed.R.Civ.P. 41(a)(1)(A)(ii) Plaintiff’s claims and Defendant’s counterclaims in the above-captioned action be, and they hereby are, dismissed with prejudice.

2839-002 101004 Sanyo Stip Dismissal .doc

Dated: October 4, 2010

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of the forgoing via the Court's CM/ECF system per Local Rule CV-5(a)(3) on October 4, 2010. Any other counsel of record will be served via First Class U.S. Mail on this same date.

Dated: October 4, 2010

/s/Marc A. Fenster

Marc A. Fenster